

REMARKS

Reconsideration and allowance of the application are respectfully requested in light of the above amendments and the following remarks.

Only allowed claims 1, 2, 7-10 and 12 are pending.

In view of the above, it is submitted that this application is in condition for allowance, and a notice to that effect is respectfully solicited.

Respectfully submitted,  
*/James Edward Ledbetter/*

Date: December 12, 2007  
JEL/DWW/att

James E. Ledbetter  
Registration No. 28,732

Attorney Docket No. L9289.05147  
STEVENS DAVIS, MILLER & MOSHER, L.L.P.  
1615 L Street, N.W., Suite 850  
P.O. Box 34387  
Washington, D.C. 20043-4387  
Telephone: (202) 785-0100  
Facsimile: (202) 408-5200

--ABSTRACT OF THE DISCLOSURE

A radio communication apparatus may receive transmit power control commands transmitted from a plurality of base station apparatuses and select a main base station apparatus having the best channel condition based on a history of received transmit power control commands. Thereafter, the apparatus transmits a signal using an error coding scheme and a modulation scheme provided by the selected main base station apparatus.--